

December 28, 2018

**VIA ECFS AND EMAIL**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

*Re: Investigation of Certain Price Cap Local Exchange Carrier Business Data Services Tariff Pricing Plans, WC Docket No. 15-247; Special Access for Price Cap Local Exchange Carriers, WC Docket No. 05-25; AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services, RM-10593*

Dear Ms. Dortch,

Pursuant to the following protective orders, I hereby submit signed Acknowledgments of Confidentiality on behalf of associate Mengyu Huang of Harris, Wiltshire & Grannis LLP, which is serving as outside counsel for INCOMPAS in these proceedings:

- *Modified Protective Order*<sup>1</sup> in WC Docket No. 05-25, RM-10593
- *Second Protective Order*<sup>2</sup> in WC Docket No. 05-25, RM-10593
- *Data Collection Protective Order*<sup>3</sup> in WC Docket No. 05-25, RM-10593
- *Business Data Services Data Collection Protective Order*<sup>4</sup> in WC Docket No. 15-247
- *Tariff Investigation Protective Order*<sup>5</sup> in WC Docket No. 15-247

Pursuant to the *Modified Protective Order* and the *Second Protective Order*, this filing has been served on submitting parties and a certificate of service is attached.

Please contact me at 202-730-1320 if you have any questions regarding this submission.

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<sup>1</sup> *Special Access for Price Cap Local Exchange Carriers, Modified Protective Order, DA 10-2075, 25 FCC Rcd. 15,168 (Wireline Comp. Bur. 2010).*

<sup>2</sup> *Special Access for Price Cap Local Exchange Carriers, Second Protective Order, DA 10-2419, 25 FCC Rcd. 17,725 (Wireline Comp. Bur. 2010).*

<sup>3</sup> *Special Access for Price Cap Local Exchange Carriers, Order and Data Collection Protective Order, DA 14-1424, 30 FCC Rcd. 11,657 (Wireline Comp. Bur. 2015).*

<sup>4</sup> *Investigation of Certain Price Cap Local Exchange Carrier Business Data Services Tariff Pricing Plans, Order and Protective Orders, DA 15-1387, 30 FCC Rcd. 13,680 (Wireline Comp. Bur. 2015).*

<sup>5</sup> *Id.*

Ms. Marlene H. Dortch  
December 28, 2018  
Page 2 of 3

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John T. Nakahata', written in a cursive style.

John T. Nakahata  
HARRIS, WILTSHIRE & GRANNIS LLP  
1919 M Street, NW  
The Eighth Floor  
Washington, DC 20036  
[jnakahata@hwglaw.com](mailto:jnakahata@hwglaw.com)  
*Counsel to INCOMPAS*

cc: specialaccess@fcc.gov (via email)  
tariffinvestigation@fcc.gov (via e-mail)

## APPENDIX A

## Acknowledgment of Confidentiality

WC Docket No. 05-25, RM 10593

I hereby acknowledge that I have received and read a copy of the foregoing Protective Order in the above-captioned proceedings, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Protective Order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 4 of the foregoing Protective Order and that I will not use such information in any other capacity, nor will I disclose such information except as specifically provided in the Protective Order.

I hereby certify that I am not involved in "competitive decision-making" as that term is used in the definition of In-House Counsel in paragraph 4 of the Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Confidential Documents and Confidential Information are used only as provided in the Protective Order; and (2) Stamped Confidential Documents are not duplicated except as specifically permitted by the terms of the Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Stamped Confidential Documents or Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington, DC this 21 day of December, 2018.



[Name] Mengyu Huang

[Position] Associate\*

[Address] HWG - 1919 M St. NW, 8th floor  
Washington, DC 20036

[Telephone] 202-730-1358

\*Admitted in MD only. Practicing under the supervision of DC Bar members.

## APPENDIX A

## Acknowledgment of Confidentiality

WC Docket No. 05-25, RM-10593

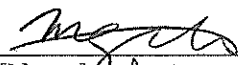
I hereby acknowledge that I have received and read a copy of the foregoing Second Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Second Protective Order and that I shall not disclose or use Stamped Highly Confidential Documents or Highly Confidential Information except as allowed by the Second Protective Order. I acknowledge that a violation of the Second Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the Second Protective Order is due solely to my capacity as Outside Counsel or Outside Counsel of Record or Outside Consultant to a party or other person described in paragraph 9 of the foregoing Second Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Second Protective Order.

I acknowledge that it is my obligation to ensure that: (1) Stamped Highly Confidential Documents and Highly Confidential Information are used only as provided in the Second Protective Order; and (2) Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Second Protective Order, and I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Stamped Highly Confidential Documents or Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Second Protective Order.

Executed at Washington, DC this 21 day of December, 2013

  
[Name] Mengyu Huang  
[Position] Associate\*  
[Address] HW6-1919 M St. NW, 8th floor  
[Telephone] 202-730-1358 Washington, DC  
20036

\*Admitted in MD only. Practicing under the supervision of DC Bar members.

## APPENDIX C

## Acknowledgment of Confidentiality

WC Docket No. 05-25; RM-10593

I am seeking access to ☐ only Confidential Information or ☒ Confidential and Highly Confidential Information.

I hereby acknowledge that I have received and read a copy of the foregoing Data Collection Protective Order in the above-captioned proceeding, and I understand it.

I agree that I am bound by the Data Collection Protective Order and that I shall not disclose or use Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, or Highly Confidential Information except as allowed by the Data Collection Protective Order.

I acknowledge that a violation of the Data Collection Protective Order is a violation of an order of the Federal Communications Commission (Commission). I further acknowledge that the Commission retains its full authority to fashion appropriate sanctions for violations of this Data Collection Protective Order, including but not limited to suspension or disbarment of Counsel or Outside Consultants from practice before the Commission, forfeitures, cease and desist orders, and denial of further access to Confidential or Highly Confidential Information in this or any other Commission proceeding.

I acknowledge that nothing in the Data Collection Protective Order limits any other rights and remedies available to a Submitting Party at law or in equity against me if I use Confidential or Highly Confidential Information in a manner not authorized by this Data Collection Protective Order.

I certify that I am not involved in Competitive Decision-Making.

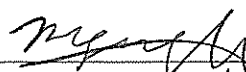
Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Data Collection Protective Order is due solely to my capacity as Counsel or Outside Consultant to a party or as a person described in paragraph 9 of the Data Collection Protective Order and agree that I will not use such information in any other capacity.

I acknowledge that it is my obligation to ensure that Stamped Confidential Documents and Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Data Collection Protective Order and to ensure that there is no disclosure of Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, and Highly Confidential Information in my possession or in the possession of those who work for me, except as provided in the Data Collection Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Confidential Information and Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Data Collection Protective Order.

Executed this 21 day of December, 2018

  
[Name] Mengyu Huang  
[Position] Associate  
[Firm] HW6-1919 M St. NW, 8th Floor  
[Telephone] 202-730-1358  
\* Admitted in MD only. Practicing under the supervision of DC Bar members.  
24

## APPENDIX A

## Attachment 1

**Business Data Services Data Collection Protective Order  
Acknowledgment of Confidentiality  
WC Docket No. 15-247**

I am seeking access to ☐ only Confidential Information or ☒ Confidential and Highly Confidential Information.

I hereby acknowledge that I have received and read a copy of the foregoing Business Data Services Data Collection Protective Order in the above-captioned proceeding, and I understand it.

I agree that I am bound by the Business Data Services Data Collection Protective Order and that I shall not disclose or use Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, or Highly Confidential Information except as allowed by the Business Data Services Data Collection Protective Order.

I acknowledge that a violation of the Business Data Services Data Collection Protective Order is a violation of an order of the Federal Communications Commission (Commission). I further acknowledge that the Commission retains its full authority to fashion appropriate sanctions for violations of this Business Data Services Data Collection Protective Order, including but not limited to suspension or disbarment of Counsel or Outside Consultants from practice before the Commission, forfeitures, cease and desist orders, and denial of further access to Confidential or Highly Confidential Information in this or any other Commission proceeding.

I acknowledge that nothing in the Business Data Services Data Collection Protective Order limits any other rights and remedies available to a Submitting Party at law or in equity against me if I use Confidential or Highly Confidential Information in a manner not authorized by this Business Data Services Data Collection Protective Order.

I certify that I am not involved in Competitive Decision-Making.


Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Business Data Services Data Collection Protective Order is due solely to my capacity as Counsel or Outside Consultant to a party or as a person described in paragraph 6 of the Business Data Services Data Collection Protective Order and agree that I will not use such information in any other capacity.

I acknowledge that it is my obligation to ensure that Stamped Confidential Documents and Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Business Data Services Data Collection Protective Order and to ensure that there is no disclosure of Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information, and Highly Confidential Information in my possession or in the possession of those who work for me, except as provided in the Business Data Services Data Collection Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Confidential Information and Highly Confidential Information.

Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Business Data Services Data Collection Protective Order.

Executed this 21 day of December, 2018.

  
[Name] Mengyu Huang  
[Position] Associate \*  
[Firm] HWG - 1919 M St. NW, 8th Floor, Washington, DC  
[Name of Client(s) Representing] INCOMPAS 20036  
[Telephone] 202-730-1358

\* Admitted in MD only. Practicing under the supervision of DC Bar members.

**APPENDIX B****Attachment 2****Tariff Investigation Protective Order  
Acknowledgment of Confidentiality  
WC Docket No. 15-247**

I am seeking access to ☐ only Confidential Information or ☒ Confidential and Highly Confidential Information.

I hereby acknowledge that I have received and read a copy of the foregoing Tariff Investigation Protective Order in the above-captioned proceeding, and I understand it.

I agree that I am bound by the Tariff Investigation Protective Order and that I shall not disclose or use Stamped Confidential Documents, Stamped Highly Confidential Documents, Confidential Information or Highly Confidential Information except as allowed by the Tariff Investigation Protective Order.

I acknowledge that a violation of the Tariff Investigation Protective Order is a violation of an order of the Federal Communications Commission (Commission). I further acknowledge that the Commission retains its full authority to fashion appropriate sanctions for violations of this Tariff Investigation Protective Order, including but not limited to suspension or disbarment of Counsel or Consultants from practice before the Commission, forfeitures, cease and desist orders, and denial of further access to Confidential or Highly Confidential Information in this or any other Commission proceeding.

I acknowledge that nothing in the Tariff Investigation Protective Order limits any other rights and remedies available to a Submitting Party at law or in equity against me if I use Confidential or Highly Confidential Information in a manner not authorized by this Tariff Investigation Protective Order.

I certify that I am not involved in Competitive Decision-Making.

Without limiting the foregoing, to the extent that I have any employment, affiliation, or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or advocacy organization), I acknowledge specifically that my access to any information obtained as a result of the Tariff Investigation Protective Order is due solely to my capacity as Counsel or Outside Consultant to a party or as an employee of Counsel, Outside Consultant, or Outside Firm, and I agree that I will not use such information in any other capacity.


I acknowledge that it is my obligation to ensure that Stamped Confidential Documents and Stamped Highly Confidential Documents are not duplicated except as specifically permitted by the terms of the Tariff Investigation Protective Order and to ensure that there is no disclosure of Confidential Information or Highly Confidential Information in my possession, in the possession of those who work for me or in the possession of other Support Personnel, except as provided in the Tariff Investigation Protective Order.

I certify that I have verified that there are in place procedures at my firm or office to prevent unauthorized disclosure of Confidential Information and Highly Confidential Information.



Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Tariff Investigation Protective Order.

Executed this 21 day of December, 2015.

  
[Name] Mengyu Huang  
[Position] Associate\*  
[Firm] HW - 1919 M St. NW, Bth Floor  
[Telephone] 202-730-1358 Washington, DC  
[Party] INCOMPAS 20036

\*Admitted in Maryland only.  
Practicing under the supervision  
of DC Bar members.

## **CERTIFICATE OF SERVICE**

I, Peyton J. Beatrice, do hereby certify that on this 28th day of December 2018, I caused a copy of the foregoing letter and Acknowledgments of Confidentiality to be served by postage pre-paid mail on the following:

Thomas Jones  
Willkie Farr & Gallagher LLP  
1875 K Street, NW  
Washington DC 20006  
**Counsel for Level 3  
Communications, LLC**

Russell M. Blau  
Morgan, Lewis & Bockius LLP  
2020 K St., NW  
Washington, DC 20006  
**Counsel for TDS MetroCom, LLC and  
TelePacific Communications**

Thomas Cohen  
Kelley Drye & Warren LLP  
3050 K Street, NW  
Suite 400  
Washington, DC 20007  
**Counsel for  
American Cable Association**

Michael Pryor  
Cooley LLP  
1299 Pennsylvania Avenue, NW  
Suite 700  
Washington, DC 20004  
**Counsel for NC TA and Cox  
Communications**

Colleen Boothby  
Levine, Blaszak, Block & Boothby, LLP  
2001 L Street, NW, Suite 900  
Washington, DC 20036  
**Counsel for Ad Hoc Telecommunications  
Users Committee**

Bryan N. Tramont  
Wilkinson Barker Knauer, LLP 1800  
M Street, NW, Suite 800N  
Washington, DC 20036  
**Counsel for CenturyLink, Inc.,  
Frontier Communications Corp.,  
FairPoint Communications, Inc.,  
Consolidated Communications**

James P. Young  
Sidley Austin LLP  
1501 K Street, NW  
Washington, DC 20005  
**Counsel for AT&T Inc.**

Suzanne K. Toller  
Davis Wright Tremaine LLP  
505 Montgomery Street  
San Francisco, CA 94111  
**Counsel for T-Mobile USA, Inc.**

Karen Brinkmann  
Karen Brinkmann PLLC  
1800 M Street, NW, Suite 800-N  
Washington, DC 20036  
**Counsel for Alaska  
Communications and Cincinnati  
Bell Inc.**

Matthew A. Brill  
Latham & Watkins LLP  
555 Eleventh Street, NW, Suite 1000  
Washington, DC 20004  
**Counsel for Comcast Corporation**

Evan T. Leo  
Kellogg Hansen Todd  
Figel & Frederick PLLC  
1615 M Street, NW  
Suite 400  
Washington, DC 20036  
**Counsel for Verizon**

Samuel L. Feder  
Jenner & Block LLP  
1099 New York Avenue, NW  
Suite 900  
Washington, DC 20001  
**Counsel for Charter Communications, Inc.  
and Granite Telecommunications, LLC**

Jonathan Banks  
USTelecom Association  
607 14th Street, NW, Suite 400  
Washington, DC 20005

Gregory J. Vogt  
Law Offices of Gregory J. Vogt, PLLC  
103 Black Mountain Ave., Suite 11  
Black Mountain, NC 28611  
**Counsel for Hawaiian Telcom, Inc.**

/s/ Peyton J. Beatrice